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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

2

Application Number

10/758,448

Filing Date

01/15/2004

First Named Inventor

McVay et al.

Art Unit

3764

Examiner Name

Attorney Docket Number

23156-151

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input checked="" type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
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<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

Remarks

Status Letter = Status Request

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Benesch, Friedlander, Coplan & Aronoff LLP		
Signature			
Printed name	Gregory S. Kolocouris		
Date	June 3, 2005	Reg. No.	47,714

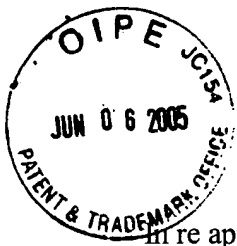
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Signature			
Typed or printed name	Christina R. Correll	Date	June 3, 2005

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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : McVay et al.
Application No. : 10/758,448
Filing Date : January 15, 2004
Docket No. : 23156-151
Confirmation No. : 5624
Title : VARIABLY CONFIGURED EXERCISE DEVICE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATUS REQUEST

Dear Sir:


The above-referenced application ("subject application"), which was filed on January 15, 2004, has now been pending for approximately eighteen (18) months. Applicants have yet to receive a first Office Action on the merits. Applicants respectfully inquire as to the status of the subject application and request an estimated date of a first action on the merits.

Thank you in advance for your assistance in this matter and we await your response.

Respectfully submitted,

Dated: June 3, 2005

By:


Gregory S. Kolocouris
Reg. No. 47,714

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